



Georgia HOUSE OF REPRESENTATIVES

Tuesday
February 22,
2022

DAILY REPORT

19th
Legislative
Day

House Budget & Research Office
(404) 656-5050

- The House will reconvene for its 20th Legislative Day on Thursday, February 24 at 10:00 a.m.
- 14 bills are expected to be debated on the floor.

Today on the Floor

Motions to Agree

HB 826 Lost Mountain, City of; incorporate

Bill Summary: House Bill 826 authorizes a local referendum for the creation of the city of Lost Mountain. The referendum will be voted on, by call of the Cobb County election superintendent, in a special election on the date of the 2022 General Primary.

The government for the city will be composed of a city council consisting of a mayor and six council members, each serving four-year terms. The city council members are elected through a non-partisan municipal general election held biennially in odd years. The city mayor is elected at-large by the voters of the city.

The city council is authorized to appoint a city manager to act as the chief administrative officer of the city. The charter creates the municipal court of the city of Lost Mountain to be presided over by a chief judge.

Authored By: Rep. Ginny Ehrhart (36th) **Rule Applied:** Modified-Structured
Motions to Agree: (A motion to agree represents final passage of the bill.)

Rules Calendar

HB 500 Georgia Agribusiness and Rural Jobs Act; provide for a second round of funding and period for applications

Bill Summary: House Bill 500 amends Code Section 33-1-25, relating to the 'Georgia Agribusiness and Rural Jobs Act,' by allowing a second round of funding of \$100 million to be available for capital investments. The bill also increases the application fee from \$5,000 to \$25,000 and establishes an annual maintenance fee of \$7,500 for all rural funds. The bill requires rural funds to submit an initial report to the Department of Community Affairs within 15 days after each capital investment rather than the current report due date of the second anniversary of the initial credit. Rural funds must also include the fund's total eligible capital investments as a percentage of its total capital investments in its annual report.

Authored By: Rep. James Burchett (176th)
House Committee: Ways & Means
Floor Vote: Yeas: 153 Nays: 11
Rule Applied: Structured
Committee Action: 02-17-2022 Do Pass by Committee Substitute
Amendments:

HB 1086 Health; influenza vaccinations for discharged patients; lower age to 50

Bill Summary: House Bill 1086 updates the age at which hospitals will offer an inpatient the influenza vaccine prior to discharge by reducing it from 65 to 50 years of age.

Authored By: Rep. Katie Dempsey (13th)
House Health & Human Services
Committee:
Floor Vote: Yeas: 153 Nays: 3

Rule Applied: Modified-Structured
Committee 02-08-2022 Do Pass
Action:
Amendments:

HB 1092 Georgia Women's CARE (Child Care Alternatives, Resources, and Education) Act, enact

Bill Summary: House Bill 1092 is the 'Georgia Women's Child Care Alternatives, Resources, and Education (CARE) Act.' The bill requires every woman who is not released on bond within 72 hours of an arrest to submit to the pregnancy testing protocols of the facility. Unless denied by a judge due to safety risks or declined by the pregnant woman, the judge will determine the eligibility of a pregnant woman sentenced to a period of confinement in a penal institution to have the sentence deferred until six weeks after delivery.

During the deferred time, the offenders are required to maintain perinatal health care, treatment, and assessments, as well as participate in education and resource programs. If the court finds that the offender is not compliant with perinatal health care requirements, the court may rescind the deferred sentence and order immediate confinement.

Commencing January 1, 2023, and annually thereafter, the Department of Public Health will report the following: data collected pursuant to subsection (f) of Code Section 42-1-11.3; and the total number of women who are pregnant, incarcerated, or declined deferred sentencing. This report excludes patient-identifying information.

Authored By: Rep. Sharon Cooper (43rd)
House Health & Human Services
Committee:
Floor Vote: Yeas: 161 Nays: 0

Rule Applied: Modified-Structured
Committee 02-08-2022 Do Pass
Action:
Amendments:

HB 1146 Motor vehicles; law enforcement vehicles be equipped with primarily blue flashing or revolving lights; provide

Bill Summary: House Bill 1146 requires that the vehicles driven by officers enforcing traffic be equipped with flashing lights, primarily blue in color, and removes the restriction on the Georgia State Patrol having more than two vehicles per post without such exterior-mounted roof lights.

Authored By: Rep. Jodi Lott (122nd)
House Public Safety & Homeland Security
Committee:
Floor Vote: Yeas: 105 Nays: 55

Rule Applied: Modified-Structured
Committee 02-07-2022 Do Pass
Action:
Amendments:

HB 1148 Game and fish; possession of cervid carcasses; remove definitions; provisions

Bill Summary: House Bill 1148 prohibits the transportation of a cervid carcass from outside Georgia into the state if any part of the carcass contains a portion of the nervous system. The bill clarifies exceptions to include antlers, skulls, skull plates, teeth, or jawbones that do have soft tissue attached.

If chronic wasting disease is detected in Georgia or a county adjacent to the state's borders, HB 1148 grants the Department of Natural Resources to further restrict the transportation of cervid carcasses into, or within, the state.

Authored By: Rep. Trey Rhodes (120th)
House Game, Fish, & Parks
Committee:
Floor Vote: Yeas: 156 Nays: 0

Rule Applied: Modified-Structured
Committee 02-10-2022 Do Pass
Action:
Amendments:

HB 1192 Social services; treatment services under Medicaid to persons with HIV; provisions

Bill Summary: House Bill 1192 allows the Department of Community Health to submit a waiver request to the Centers for Medicare and Medicaid Services of the United States Health Department of Health and Human Services for the purpose of providing Medicaid coverage for HIV treatment services. Eligible individuals must have an HIV diagnosis, an income of less than 138 percent of the federal poverty level, and no health insurance.

Authorized By: Rep. Sharon Cooper (43rd)
House Health & Human Services
Committee:
Floor Vote: Yeas: 136 Nays: 14

Rule Applied: Modified-Structured
Committee 02-08-2022 Do Pass by Committee
Action: Substitute
Amendments:

HB 1195 Local government; audits of funds may be conducted in accordance with statutory accounting principles; provide

Bill Summary: House Bill 1195 updates the reporting options for interlocal risk management agencies within local government to include statutory accounting principles.

Authorized By: Rep. Eddie Lumsden (12th)
House Insurance
Committee:
Floor Vote: Yeas: 157 Nays: 0

Rule Applied: Modified-Structured
Committee 02-09-2022 Do Pass
Action:
Amendments:

HB 1361 Civil practice; Attorney General is to be served and heard in defense of all Acts of the General Assembly when challenged in any court action; clarify

Bill Summary: House Bill 1361 requires that if a General Assembly act is alleged to be unconstitutional or invalid in an action, the attorney general shall be served with a copy and shall be entitled to be heard in defense of the act, including appearing as a party if deemed appropriate by the attorney general.

Authorized By: Rep. Rob Leverett (33rd)
House Judiciary
Committee:
Floor Vote: Yeas: 163 Nays: 0

Rule Applied: Modified-Structured
Committee 02-15-2022 Do Pass
Action:
Amendments:

Postponed Until Next Legislative Day**HB 961 Torts; authorize apportionment of damages in single-defendant lawsuits; provide for evidence of fault of nonparties**

Bill Summary: House Bill 961 amends Code Section 51-12-33 to authorize apportionment of damages in single-defendant lawsuits rather than solely in multi-defendant lawsuits. In lawsuits against one or more defendants, following a reduction of damages attributed to the plaintiff's percentage of fault, the damages shall be apportioned to the liable person or persons according to each person's percentage of fault.

Authorized By: Rep. Chuck Efstoration (104th)

Rule Applied: Structured

Local Calendar**HB 1340 Glennville, City of; change description of wards**

Bill Summary: House Bill 1340 changes the description of the city of Glennville's wards.

Authorized By: Rep. William Werkheiser (157th)
House Intragovernmental Coordination -
Committee: Local
Floor Vote: Yeas: 143 Nays: 5

Rule Applied:
Committee 02-21-2022 Do Pass
Action:
Amendments:

HB 1341 Pike County; Board of Education; change description of districts

Bill Summary: House Bill 1341 changes the description of the Pike County Board of Education's districts.

Authored By: Rep. Beth Camp (131st)
House Intragovernmental Coordination -
Committee: Local
Floor Vote: Yeas: 143 Nays: 5

Rule Applied:
Committee 02-21-2022 Do Pass
Action:
Amendments:

HB 1367 Walker County; Board of Education; change description of districts

Bill Summary: House Bill 1367 changes the description of the Walker County Board of Education's districts.

Authored By: Rep. Steve Tarvin (2nd)
House Intragovernmental Coordination -
Committee: Local
Floor Vote: Yeas: 143 Nays: 5

Rule Applied:
Committee 02-21-2022 Do Pass
Action:
Amendments:

HB 1368 Miller County; Board of Elections and Registration; provide

Bill Summary: House Bill 1368 provides for the creation of the Miller County Board of Elections and Registration.

Authored By: Rep. Winfred Dukes (154th)
House Intragovernmental Coordination -
Committee: Local
Floor Vote: Yeas: 143 Nays: 5

Rule Applied:
Committee 02-21-2022 Do Pass
Action:
Amendments:

HB 1370 Liberty County; governing authority; levy an excise tax

Bill Summary: House Bill 1370 authorizes the governing authority of Liberty County to levy an excise tax.

Authored By: Rep. Al Williams (168th)
House Intragovernmental Coordination -
Committee: Local
Floor Vote: Yeas: 143 Nays: 5

Rule Applied:
Committee 02-21-2022 Do Pass
Action:
Amendments:

Next on the Floor from the Committee on Rules

The Committee on Rules has fixed the calendar for the 20th Legislative Day, Thursday, February 24, and bills may be called at the pleasure of the Speaker.

HB 389 Employment security; change definition of employment to include services performed by an individual for wages

Bill Summary: House Bill 389 codifies existing case law to determine whether work classifies a person as an employee or an independent contractor. Further, the bill provides for an enforcement mechanism, which adds a civil penalty paid to the Department of Labor when an employer misclassifies its employees. Fines for companies with less than 100 employees are capped at \$2,500 for each misclassified employee, while fines for companies with 100 or more employees are capped at \$7,500 for each misclassified employee.

The bill states that employment does not include services performed by or facilitated through a network company, so long as the network company has a written contract with the individual that expressly states that the network company shall not unilaterally prescribe specific dates, times, or a minimum number of hours that an individual is required to be logged onto the network company's application. To apply, the contract must not be terminated by the network company if a person does not: accept a specific delivery or transportation request; restrict an individual from performing transportation or delivery services through other network companies; and contractually restrict an individual from working in any other lawful occupation or business. The bill defines "ride share network service" and "network company."

Authored By: Rep. Todd Jones (25th)
House Industry and Labor
Committee:

Rule Applied: Modified-Structured
Committee 02-15-2022 Do Pass by Committee
Action: Substitute

HB 896 Revenue and taxation; update population bracket and census date for a certain property tax exemption for certain leased property

Bill Summary: House Bill 896 amends O.C.G.A. 48-5-40, relating to property tax exemptions, by updating a homestead exemption for counties having populations between 23,500 and 23,675 on the 2010 Census with counties having populations between 25,400 and 25,500 on the 2020 Census.

Authored By: Rep. Clint Crowe (110th)
House Ways & Means
Committee:

Rule Applied: Structured
Committee 02-17-2022 Do Pass
Action:

HB 1008 Georgia Achieving A Better Life Experience; governance of program by board of directors of Georgia Higher Education Savings Plan; provide

Bill Summary: House Bill 1008 amends the Code relating to the Georgia Higher Education Savings Plan board of directors by removing the governor as chairperson and adding the following: commissioner of behavioral health and developmental disabilities; commissioner of community health; the state treasurer; an additional director appointed by the governor; and at least one person with a disability, a family member with a disability, or a person who is a disability advocate. The chairperson is elected by the board from its membership, and the vice chairperson is the state treasurer.

HB 1008 amends the Code relating to the Georgia Achieving A Better Life Experience (ABLE) program by transferring the governing authority of the program and associated trust fund from the Georgia ABLE Program Corporation, which is dissolved by the bill, to the board of directors of the Georgia Higher Education Savings Plan. The bill removes the board of directors' authority to require and collect fees to cover administrative costs as well as to impose withdrawal penalties.

Authored By: Rep. Lee Hawkins (27th)
House Budget and Fiscal Affairs Oversight
Committee:

Rule Applied: Modified-Structured
Committee 02-09-2022 Do Pass by Committee
Action: Substitute

HB 1059 Insurance; unfair trade practices and unlawful inducements; provide for exclusions

Bill Summary: House Bill 1059 provides exclusions to unfair trade practices and unlawful inducements by allowing insurance companies to provide loss-mitigation safety products to consumers.

Authored By: Rep. Matthew Gambill (15th)
House Committee: Insurance

Rule Applied: Modified-Structured
Committee Action: 02-16-2022 Do Pass

HB 1088 Property; nonjudicial foreclosure of time-share estates; authorize

Bill Summary: House Bill 1088 authorizes non-judicial foreclosures of time-share estates by an owners' association. The notice of sale shall be in writing sent by registered/certified mail or overnight delivery no later than 30 days prior to the date of the proposed sale, or alternatively by advertising in a local newspaper.

Authored By: Rep. Stan Gunter (8th)
House Committee: Judiciary

Rule Applied: Modified-Structured
Committee Action: 02-15-2022 Do Pass by Committee Substitute

HB 1186 Speech-language pathologists and audiologists; revise licensing provisions

Bill Summary: House Bill 1186 expands the eligibility for persons who can have a non-diagnostic electro-physiologic screening done by a non-licensed audiologist from age three and under to birth through 22 years of age.

Authored By: Rep. Penny Houston (170th)
House Committee: Health & Human Services

Rule Applied: Modified-Structured
Committee Action: 02-15-2022 Do Pass by Committee Substitute

HB 1215 Education; provision that reduced the amount of certain funding to state charter schools that offer virtual instruction; remove

Bill Summary: House Bill 1215 revises O.C.G.A. 20-2-2066 to allow students to withdraw from a local school in the school system in which a student resides and enroll in a charter school with available classroom space without penalty. Each local board of education will adopt a universal, streamlined transfer process. The bill includes a definition of "charter school," which clarifies that it operates under a charter school governing board, has a code assigned by the Department of Education, and is the subject of a report card prepared and distributed by the Office of Student Achievement. HB 1215 addresses funding of local charter schools by noting the calculation of allocation of local revenue is adjusted at least semi-annually based on collected local revenues.

Authored By: Rep. Brad Thomas (21st)
House Committee: Education

Rule Applied: Modified-Structured
Committee Action: 02-16-2022 Do Pass by Committee Substitute

HB 1217 Student Technology Protection Act; enact

Bill Summary: House Bill 1217, the 'Student Technology Protection Act,' amends the 'Quality Basic Education Act' by revising O.C.G.A 20-2-324 to provide that schools promote the safe and appropriate use of technology. By October 1, 2022, each local board of education and charter school governing body will adopt an acceptable-use policy with the purposes of preventing and prohibiting any computer or network from accessing obscene materials. Each system shall take necessary steps to implement and enforce the acceptable-use policy. If the State Board of Education finds that a school does not follow their acceptable-use policy, the board can withhold a portion of the state funding allotment for that school.

Authored By: Rep. Chris Erwin (28th)
House Committee: Education

Rule Applied: Modified-Structured
Committee Action: 02-16-2022 Do Pass by Committee Substitute

HB 1233 Natural Resources, Department of; earliest effective date for certain rules and regulations; delay

Bill Summary: House Bill 1233 revises the effective date to January 1, 2022, for rules and regulations promulgated by the Board of Natural Resources.

HB 1233 consolidates the following species of bass under the species name of genus micropterus (black bass): smallmouth bass; shoal bass; suwannee bass; spotted bass or Kentucky bass; and redeye bass or coosa bass.

The bill limits the capacity of a shotgun used for hunting migratory game birds to not more than three shells total. The plug utilized shall be a single piece and incapable of being removed through the loading end of the magazine. The bill replaces ducks, geese, or swans with the umbrella term of "migratory game birds."

Authored By: Rep. Trey Rhodes (120th)
House Game, Fish, & Parks
Committee:

Rule Applied: Modified-Structured
Committee 02-10-2022 Do Pass by Committee
Action: Substitute

HB 1276 Community Health, Department of; statistical reports data relating to state health plans be posted on department website; require

Bill Summary: House Bill 1276 requires the Department of Community Health to post on its website statistical reports with data relating to administered state health plans. Reports must include the number and type of enrolled providers; primary care providers per 1,000 people; hospital utilization and costs; membership and beneficiary enrollment data; prescription drug spending data; financial results by aid category; and long-term care data. Updates on the reports will be posted at least biannually.

Authored By: Rep. Lee Hawkins (27th)
House Health & Human Services
Committee:

Rule Applied: Modified-Structured
Committee 02-15-2022 Do Pass
Action:

HB 1307 Georgia Utility Facility Protection Act; revise

Bill Summary: House Bill 1307 requires an excavator to make an emergency 911 call to alert emergency services if they strike or damage a utility facility that carries gas or a hazardous liquid.

Authored By: Rep. Penny Houston (170th)
House Energy, Utilities &
Committee: Telecommunications

Rule Applied: Modified-Structured
Committee 02-16-2022 Do Pass
Action:

HB 1320 Revenue and taxation; Internal Revenue Code and Internal Revenue Code of 1986; define terms and incorporate certain provisions of federal law into Georgia law

Bill Summary: House Bill 1320 amends 48-1-2 of the Code, relating to income tax definitions, by providing an update to the definition of "Internal Revenue Code" to include the provisions of the 'Infrastructure Investment and Jobs Act' signed by the president on November 15, 2021. The provisions include changes to which bonds qualify as tax-exempt bond financing, an extension of interest-rate smoothing for defined benefit plans, and expanding non-taxable contributions to capital to include contributions to the capital of the utility by a government entity providing for the protection, preservation, or enhancement of drinking water or sewage disposal services.

Authored By: Rep. David Knight (130th)
House Ways & Means
Committee:

Rule Applied: Structured
Committee 02-17-2022 Do Pass
Action:

HB 1321 Commerce; litigation bar on governmental entities regarding certain statewide opioid litigation; provide

Bill Summary: House Bill 1321 concerns statewide opioid settlements and the state accessing the full amount of any settlement. It provides that entry into a statewide opioid settlement agreement bars

past, present or future claims on behalf of any governmental entity seeking to recover against an entity released under the relevant settlement agreement. The bar does not apply to bellwether claims of any entity, provided that the claim is not brought in or selected by the court in relationship to the National Prescription Opiate Litigation, Case No.: MDL 2804 as a bellwether claim.

Authored By: Rep. James Burchett (176th)
House Judiciary
Committee:

Rule Applied: Modified-Structured
Committee 02-15-2022 Do Pass by Committee
Action: Substitute

Committee Actions

Bills passing committees are reported to the Clerk's Office and are placed on the General Calendar.

Creative Arts & Entertainment Committee

HB 508 Commerce and trade; commercial recordings, musical performances, and audiovisual works; provide protections

Bill Summary: House Bill 508 makes it unlawful for a person to advertise or conduct a performance or production in Georgia by using any false, deceptive, or misleading affiliation, connection, or association without authorization. Each advertisement, performance, or production in violation of this Code section would constitute a separate infraction. Section 2 of the bill creates the Georgia 'True Origin of Digital Goods Act,' which requires a person who owns or operates a website or online service that distributes commercial recordings or audiovisuals to consumers to clearly disclose its physical address, telephone number, and email address on such website or online service. The article shall be supplemental to those provisions of state and federal criminal and civil law that impose prohibition or provide penalties, sanctions, or remedies against the same conduct. A violation of this article is considered an unfair or deceptive act or practice of the 'Fair Business Practices Act of 1975.'

Author By: Rep. Kasey Carpenter (4th)
House Creative Arts & Entertainment
Committee:

Committee 02-22-2022 Do Pass
Action:

Health & Human Services Committee

HB 1304 Georgia Caregivers Act; create

Bill Summary: House Bill 1304, known as the 'Georgia Caregivers Act,' allows inpatients to designate at least one caregiver to be involved in the patient's discharge planning process. The hospital will notify the caregiver of the patient's discharge, and failure to make contact will not interfere with appropriate medical care or discharge. The caregiver and patient will be actively engaged by the hospital in discharge planning tailored to the patient's aftercare needs.

Author By: Rep. Lee Hawkins (27th)
House Health & Human Services
Committee:

Committee 02-22-2022 Do Pass by Committee
Action: Substitute

HB 1348 Georgia Smoke-free Air Act; revise

Bill Summary: House Bill 1348 adds vaping to the 'Georgia Smoke-free Air Act,' which prohibits smoking inside most public areas, including restaurants and government buildings. A person vaping in violation of this law will face a \$100 to \$500 fine.

Author By: Rep. Bonnie Rich (97th)
House Health & Human Services
Committee:

Committee 02-22-2022 Do Pass
Action:

HB 1355 Childhood Lead Exposure Control Act; revise

Bill Summary: House Bill 1355 updates several provisions relating to lead poisoning testing and remediation. The bill reduces the required blood level of lead that would prompt public health action from 20 to 3.5 micrograms per deciliter, which can be detected through a single venous blood test or two capillary blood tests taken within 12 weeks of each other. Removal of lead-based paint and disposal activities are added to the definition of "lead hazard abatement," and lead within soil is added to the definition of "lead poisoning hazard."

Author By: Rep. Katie Dempsey (13th)
House Health & Human Services
Committee:

Committee 02-22-2022 Do Pass
Action:

Committee Meeting Schedule

*This meeting schedule is up to date at the time of this report, but meeting dates and times are subject to change.
To keep up with the latest schedule, please visit www.house.ga.gov and click on [Meetings Calendar](#).*

Wednesday - February 23, 2022

8:00 AM	AGRICULTURE AND CONSUMER AFFAIRS COMMITTEE	406 CLOB HYBRID	VIDEO	Agenda
8:00 AM	Appropriations Transportation Subcommittee	341 CAP HYBRID	VIDEO	Agenda
9:00 AM	Appropriations Education Subcommittee	606 CLOB HYBRID	VIDEO	Agenda
9:00 AM	Appropriations General Government Subcommittee	415 CLOB	VIDEO	Agenda
9:00 AM	CANCELED Education Academic Innovation Subcommittee	132 CAP HYBRID	VIDEO	Agenda
9:00 AM	Education Academic Support Subcommittee	132 CAP HYBRID	VIDEO	Agenda
10:00 AM	Public Safety & Homeland Security Subcommittee B	406 CLOB HYBRID	VIDEO	Agenda
10:00 AM	EDUCATION COMMITTEE	132 CAP HYBRID	VIDEO	Agenda
10:30 AM	MOTOR VEHICLES COMMITTEE	403 CAP HYBRID	VIDEO	Agenda
11:00 AM	PUBLIC SAFETY & HOMELAND SECURITY COMMITTEE	406 CLOB HYBRID	VIDEO	Agenda
11:00 AM	Appropriations Higher Education Subcommittee	606 CLOB HYBRID	VIDEO	Agenda
11:30 AM	Judiciary Non-Civil Smith Subcommittee	403 CAP	VIDEO	Agenda
12:00 PM	HEALTH & HUMAN SERVICES COMMITTEE	506 CLOB HYBRID	VIDEO	Agenda
1:00 PM	HIGHER EDUCATION COMMITTEE	606 CLOB HYBRID	VIDEO	Agenda
1:00 PM	GAME, FISH, & PARKS COMMITTEE	406 CLOB	VIDEO	Agenda
1:00 PM	Appropriations Health Sub Committee	341 CAP HYBRID	VIDEO	Agenda
1:30 PM	Ways & Means Ad Valorem Subcommittee	403 CAP HYBRID	VIDEO	Agenda
2:00 PM	Ways & Means Income Tax Subcommittee	403 CAP HYBRID	VIDEO	Agenda
2:00 PM	GOVERNMENTAL AFFAIRS COMMITTEE	406 CLOB HYBRID	VIDEO	Agenda
2:30 PM	Ways & Means Tax Revision Subcommittee	403 CAP HYBRID	VIDEO	Agenda
3:00 PM	Appropriations Human Resources Subcommittee	406 CLOB HYBRID	VIDEO	Agenda
3:00 PM	JUDICIARY NON-CIVIL COMMITTEE	132 CAP HYBRID	VIDEO	Agenda
3:00 PM	Appropriations Public Safety Subcommittee	341 CAP HYBRID	VIDEO	Agenda
3:00 PM	Special Committee on Access to Quality Health Care	606 CLOB HYBRID	VIDEO	Agenda
3:00 PM	Low THC Subcommittee of Regulated Industries	506 CLOB HYBRID	VIDEO	Agenda